IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr. Misc. No.38832 of 2008
SANJAY KUMAR @ ANR
Versus
THE STATE OF BIHAR
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2 **17.09.2008** Heard.

The FIR was lodged under Section 379 and 411 of the Indian Penal Code against unknown criminals regarding theft of electricity transmission wire.

The learned counsel for the petitioner submits that the petitioner's complicity is alleged on the ground of confessional statement of co-accused Juman Mian and Raju Singh, who named the petitioner as one of his associates. Further submission is that there is no recovery from the petitioner's possession nor this petitioner is named by any witness. The petitioner is said to be in custody since 12.11.2007.

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Mr. S. R. Haque learned APP appearing on behalf of the State does not point out any other material against the petitioner.

Considering the facts and circumstances of the case, the petitioners, namely, Sanjay Kumar and Raju Singh are directed to be released on bail on furnishing bail

bonds of Rs.10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Muzaffarpur in connection with Town P.S. Case No. 407 of 2007.

Kundan **(C. M. Prasad, J.)**

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